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17 Calix, Inc.

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CALIX NETWORKS, INC., a Delaware  
Corporation,

Plaintiff,

vs.

WI-LAN, INC., a Canadian Corporation,

Defendant.

Case No. 09-6038 CRB

**STIPULATION AND [PROPOSED]  
ORDER EXTENDING PATENT RULE  
DEADLINES**

**[Civ. L.R. 6-2 & 7-12]**

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff Calix, Inc. ("Calix") and Defendant  
 2 Wi-Lan, Inc. ("Wi-Lan"), by and through their respective undersigned counsel, hereby stipulate to  
 3 and request the Court as follows:

4 1. On October 29, 2010, Wi-LAN and Calix filed a Joint Case Management Statement  
 5 (Docket No. 78). In the Joint Case Management Statement, the parties agreed to various deadlines,  
 6 including:

7	Deadline for parties to comply with Patent L.R.4-2(a) 8 (exchange of Preliminary Claim Construction & 9 Identification of Extrinsic Evidence)	March 21, 2011
10	Deadline for parties to comply with Patent L.R. 4-3 (file 11 Joint Claim Construction & Prehearing Statement)	May 16, 2011

12 2. On November 5, 2010, this Court subsequently held a Case Management  
 13 Conference and set the claim construction hearing date to August 11, 2011 and tutorial date to  
 14 August 9, 2011. *See* Minutes dated Nov. 5, 2010 (Docket No. 79).

15 3. The parties are exploring an informal resolution of this matter and believe that a  
 16 continuance of the deadlines set forth herein would facilitate further discussions and allow the  
 17 parties additional time potentially to resolve this matter. Thus, the parties jointly agree and request  
 18 that the deadlines set forth herein should be continued. Accordingly, the parties hereby stipulate to  
 19 and propose the following deadlines:

20	Deadline for parties to comply with Patent L.R.4-2(a) 21 (exchange of Preliminary Claim Construction & 22 Identification of Extrinsic Evidence)	April 21, 2011
23	Deadline for parties to comply with Patent L.R. 4-3 (file 24 Joint Claim Construction & Prehearing Statement)	June 1, 2011

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 26 4. The continuances requested herein will not affect any other deadlines set by the  
 27 court, including the date presently scheduled for the Claim Construction hearing.  
 28

5. Pursuant to Civil L.R. 6-2(a)(1)-(3), this stipulated request is accompanied by the Declaration of William R. Overend setting forth (a) the reasons for the requested rescheduling; (b) all previous time modifications in the case; and (c) the effect of the requested rescheduling.

IT IS SO STIPULATED.

Respectfully submitted,

DATED: March 18, 2011.

REED SMITH LLP

By /s/ William R. Overend

William R. Overend  
Attorneys for Plaintiff  
Calix Networks, Inc.

DATED: March 18, 2011.

## MCKOOL SMITH, P.C.

By /s/ Michael G. McManus

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Michael G. McManus (*pro hac vice*)  
Attorneys for Defendant  
Wi-LAN, Inc.

## **SIGNATURE ATTESTATION**

I hereby attest that I have obtained the concurrence in the filing of this document for any signatures on this document indicated by a “conformed” signature (/s/) and I have on file records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request.

DATED: March 18, 2011. REED SMITH LLP

REED SMITH LLP

By /s/ William R. Overend  
William R. Overend  
Attorneys for Plaintiff  
Calix Networks, Inc.

REED SMITH LLP  
A limited liability partnership formed in the State of Delaware

## ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: March 22, 2011



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A limited liability partnership formed in the State of Delaware